

**Each licensee shall notify the board in writing within ten days after the issuance of a final order, judgment or conviction of a felony or other offense involving moral turpitude or prostitution, solicitation or any other offense.**

**32-3208. Criminal charges; mandatory reporting requirements; civil penalty**

**A.** A health professional who has been charged with a **misdemeanor** involving conduct that may affect patient safety or a **felony** after receiving or renewing a license or certificate must notify the health professional's regulatory board in writing within ten working days after the charge is filed.

**B.** An applicant for licensure or certification as a health professional who has been charged with a **misdemeanor** involving conduct that may affect patient safety or a **felony** after submitting the application must notify the regulatory board in writing within ten working days after the charge is filed.

**C.** On receipt of this information the regulatory board may conduct an investigation.

**D.** A health professional who does not comply with the notification requirements of this section commits an act of unprofessional conduct. The health professional's regulatory board may impose a civil penalty of not more than one thousand dollars in addition to other disciplinary action it takes.

**E.** The regulatory board may deny the application of an applicant who does not comply with the notification requirements of this section.

**F.** On request a health profession regulatory board shall provide an applicant or health professional with a list of misdemeanors that the applicant or health professional must report.

**MISDEMEANOR STATE VIOLATIONS REPORTABLE UNDER ARIZONA REVISED STATUTES (A.R.S.) § 32-3208**

The following are the categories and types of misdemeanor offenses that have been determined to affect patient safety and are reportable under A.R.S. § 32-3208 by a licensee or license applicant.

Other misdemeanors reportable under A.R.S. § 32-3208 besides those specifically listed below include any comparable charges filed against an Arizona licensee or license applicant by any other state, territory or country.

**I. CRIMINAL STATUTES**

**A. Preparatory Offenses** are reportable when charged in connection with any of the criminal misdemeanors listed as reportable under A.R.S. § 32-3208.

§ 13-1001 Attempt

§ 13-1002 Solicitation

§ 13-1003 Conspiracy

§ 13-1004 Facilitation

**B. Personal Offenses**

Assault

§ 13-1201 Endangerment

§ 13-1202 Threatening

§ 13-1203 Assault

Kidnapping

§ 13-1303 Unlawful Imprisonment

Sexual

§ 13-1402 Indecent Exposure

§ 13-1403 Public Sexual Indecency

### **C. Property Offenses**

Theft

§ 13-1802 Theft

§ 13-1805 Shoplifting

§ 13-1806 Unlawful Failure to Return Rental or Lease Property

§ 13-1807 Issuing a Bad Check

Forgery

§ 13-2005 Obtaining a Signature by Deception

Fraud

§ 13-2103 Receipt of Anything of Value by Fraudulent Use of Credit Card

§ 13-2105 Fraudulent Use of a Credit Card

§ 13-2106 Possession of Machinery, Plate, Contrivance, or Incomplete Credit Card

§ 13-2108 Fraud by Person Authorized to Provide Goods or Services

§ 13-2109 Credit Card Transaction Record Theft

§ 13-2202 Deceptive Business Practices

§ 13-2203 False Advertising

Perjury

§ 13-2704 Unsworn Falsification

Interfering with Judicial Process

§ 13-2902 Simulating Legal Process

### **D. Public Order Offenses**

§ 13-2904 Disorderly Conduct

§ 13-2905 Loitering

§ 13-2906 Obstruction of Highway or Other Public Thoroughfare

§ 13-2908 Criminal Nuisance

§ 13-2910 Cruelty to Animals

§ 13-2916 Use of Telephone to Terrify, Intimidate, Threaten, Harass, Annoy, or Offend

§ 13-2921 Harassment

§ 13-2924 Unlawful Solicitation of Tort Victims

## **E. Weapons and Explosives**

§ 13-3102 Misconduct Involving Weapons

§ 13-3103 Misconduct Involving Explosive

§ 13-3107 Unlawful Discharge of Firearm

§ 13-3110 Misconduct Involving Simulated Explosive

## **F. Prostitution**

§ 13-3214

## **G. Drug Offense**

§ 13-3403 Possession or Sale of Toxic Releasing Substance

§ 13-3403.01 Nitrous Oxide Containers; Sale to Minors

§ 13-3403.02 Nitrous Oxide, Selling or Giving to Underage Person

§ 13-3404.01 Possession or Sale of Precursor Chemicals, Regulated Chemicals, Substances or Equipment

§ 13-3406 Possession, Use, Administration, Acquisition, Sale, Manufacture or Transportation of Prescription-only Drugs

§ 13-3407 Possession, Use, Administration, Acquisition, Sale, Manufacture or Transportation of Dangerous Drugs

§ 13-3415 Possession, Manufacture, Delivery, Advertisement of Drug Paraphernalia

§ 13-3456 Possession or Possession with Intent to Use Imitation Controlled Substance

§ 13-3457 Possession or Possession with Intent to Use Imitation Prescription-only Drug

§ 13-3458 Possession or Possession with Intent to Use Imitation Over-the-Counter Drug

§ 13-3459 Manufacture of Certain Substances or Drugs by Certain Means

## **H. Family Offenses**

§ 13-3613 Contributing to Delinquency

§ 13-3619 Permitting Life, Health or Morals of Minor to be Imperiled by Neglect, Abuse or Immoral Associations

§ 13-3620 Duty to Report Non-accidental Injuries, Physical Neglect, and Denial or Deprivation of Necessary Medical or Surgical Care or Nourishment of Minors; Duty to Make Medical Records Available

## **I. Miscellaneous Offenses**

§ 13-3706 Failure to Procure or Exhibit a Business License

§ 13-3713 Consideration for Referral of Patient, Client or Customer

§ 13-3806 Duty of Physician or Attendant Upon Treating Certain Wounds

## **II. CIVIL STATUTES**

### **A. Livestock Offenses**

§ 3-1294 Improperly Maintaining a Stallion or Jack

§ 3-1302 Taking Animal Without Consent of Owner

§ 3-1312 Transporting Equine in a Cruel Manner

§ 3-1342 Alteration of Certificate or Record of Inspection

§ 3-1748 Tuberculosis Control

§ 3-1776 Brucellosis Control

## **B. Boating and Water sports Offenses**

### **§ 5-395**

**§ 5-395.01** Operating or Actual Physical Control of Motorized Watercraft While Intoxicated

**§ 5-397** Operating or Actual Physical Control of Motorized Watercraft Under the Extreme Influence of Intoxicating Liquor

## **C. Animal Control Offenses**

**§ 11-1019** Any violation of §§ 11-1101 through -1120 is a Class 2 Misdemeanor

## **D. Insurance Offenses**

**§ 20-458** Fraudulent Statement in Application

## **E. Transportation Offenses**

**§ 28-1381** Driving or Actual Physical Control While Under the Influence

**§ 28-1382** Driving or Actual Physical Control While Under the Extreme Influence

**§ 28-1388** Blood and Breath Test

**§ 28-8282** §28- 8242 Aircraft Operation Under the Influence

## **F. Public Health and Safety Offenses**

**§ 36-517** Cruelty to Mentally Disordered Person

**§ 36-630** Any violation of §§ 36-621 through -631 re: Contagious Diseases is a Class 3 Misdemeanor

**§ 36-666** Any violation of §§ 36-661 through -669 re: Communicable Disease Information is a Class 3 Misdemeanor

**§ 36-737** Any violation of §§ 36-711 through -738 re: Tuberculosis Control is a Class 3 Misdemeanor

**§ 36-2271** Consent of Parents Required for Surgical Procedures upon Minor

## **G. Miscellaneous Fraudulent Practice Offenses**

**§ 44-1211** Fraudulent Conveyance or other Transaction with Intent to Defraud

**§ 44-1212** False Report to Principal by Agent

**§ 44-1213** Issuance of Get Rich Quick Contract

**§ 44-1214** Increased Weight of Goods Sold in Container

**§ 44-1217** Fraud on Creditors by Removal, Sale, or Concealment of Property

**§ 44-1221** Deceptive Use of Name

## **H. Adult Protective Offenses**

**§ 46-454** Duty to Report Abuse, Neglect, Exploitation of Incapacitated or Vulnerable Adults

**§ 46-455** Permitting Life or Health of Incapacitated or Vulnerable Adult to be Endangered by Neglect

**Other misdemeanors reportable under A.R.S. § 32-3208 in addition to the above include any charges filed**

**against an Arizona licensee or license applicant under the code or ordinances of any city, town or municipality involving:**

- 1. Sexual offenses**
  - 2. Intoxicants or drugs of any kind**
  - 3. Assault**
  - 4. Theft**
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